



Kenneth and Leatrice McGuire
1523 310th Street
North English, IA 52316

CITATION AND NOTIFICATION OF PENALTY

We believe that you violated the Animal Welfare Act (7 U.S.C. § 2131 et seq.) (AWA), as described below.

Date of Violation: September 19, 2012

9 C.F.R. § 3.1(c)(3) Housing facilities, general.

(c) Surfaces-(3) Cleaning. Hard surfaces with which the dogs or cats come in contact must be spot-cleaned daily and sanitized in accordance with § 3.11(b) of this subpart to prevent accumulation of excreta and reduce disease hazards... All other surfaces of housing facilities must be cleaned and sanitized when necessary to satisfy generally accepted husbandry standards and practices. Sanitization may be done using any of the methods provided in § 3.11(b)(3) for primary enclosures.

You failed to maintain surfaces of housing facilities clean and sanitized in a manner that satisfies generally accepted husbandry standards and practices. On the above date, APHIS noted the exterior doors to several primary enclosure shelters had excessive accumulations of dirt, grime, and oil on them. Heavy accumulations of dust, dirt, hair, and other organic materials were noted on feeder lids and other surfaces as well as fly feces on the ceiling and light fixtures.

Date of Violation: November 7, 2012

9 C.F.R. § 2.40(b)(2) Attending veterinarian and adequate veterinary care (dealers and exhibitors).

(b) Each dealer or exhibitor shall establish and maintain programs of adequate veterinary care that include:

(2) The use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries, and the availability of emergency, weekend, and holiday care;

You failed to maintain a program of adequate veterinary care and use appropriate methods to prevent, control, diagnose, and treat diseases and injuries to the animals in your facility. On the above date, APHIS noted the following:

- 1) A cream colored 4 year old female Chihuahua (microchip #0A01585827) with its left eye smaller than the right, appearing malformed or injured and tearing slightly;
- 2) A black and white colored 2 year old female Chihuahua (microchip #0A01583777) also with its left eye appearing smaller than the right and looking as though it was malformed or injured and tearing slightly; and
- 3) A brown 9 year old female Long Hair Dachshund (microchip #062581562) with



badly matted hair on its chest area.

Date of Violation: November 7, 2012

9 C.F.R. § 3.1(c)(3) Housing facilities, general.

(c) Surfaces-(3) Cleaning. Hard surfaces with which the dogs or cats come in contact must be spot-cleaned daily and sanitized in accordance with § 3.11(b) of this subpart to prevent accumulation of excreta and reduce disease hazards...All other surfaces of housing facilities must be cleaned and sanitized when necessary to satisfy generally accepted husbandry standards and practices. Sanitization may be done using any of the methods provided in § 3.11(b)(3) for primary enclosures.

You failed to maintain surfaces of housing facilities clean and sanitized in a manner that satisfies generally accepted husbandry standards and practices. On the above date, APHIS noted the walls and exterior doors to several primary enclosure shelters had excessive accumulations of dirt, grime, and oil on them.

Date of Violation: March 12, 2013

9 C.F.R. § 2.40(b)(2) Attending veterinarian and adequate veterinary care (dealers and exhibitors).

(b) Each dealer or exhibitor shall establish and maintain programs of adequate veterinary care that include:

(2) The use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries, and the availability of emergency, weekend, and holiday care;

You failed to maintain a program of adequate veterinary care and use appropriate methods to prevent, control, diagnose, and treat diseases and injuries to the animals in your facility. On the above date, APHIS noted the following:

- 1) A 5 year old Yorkshire Terrier (microchip #086546529) with a gray/brown material encasing most of its teeth, whose gums were red and appeared swollen;
- 2) A 3 year old Dachshund (microchip #0A0169445) with a red substance covering the lower half of the right eye, and whose white of the eye had visible blood vessels; and
- 3) A 6 year old Bichon Frise (microchip #093806372) with a gray/brown build up encasing its canine and cheek teeth, and whose gums appeared red and swollen.

Date of Violation: March 12, 2013

9 C.F.R. § 3.1(c)(3) Housing facilities, general.

(c) Surfaces-(3) Cleaning. Hard surfaces with which the dogs or cats come in contact must be spot-cleaned daily and sanitized in accordance with § 3.11(b) of this subpart to prevent accumulation of excreta and reduce disease hazards...All other surfaces of housing facilities must be cleaned and sanitized when necessary to satisfy generally accepted husbandry standards and practices. Sanitization may be done using any of the methods provided in § 3.11(b)(3) for primary enclosures.

You failed to maintain surfaces of housing facilities clean and sanitized in a manner that satisfies generally accepted husbandry standards and practices. On the above



date, APHIS noted surfaces in several primary enclosures had excessive accumulations of dirt, grime, and oil on them. Heavy accumulations of dust, dirt, hair, and other organic materials were noted on feeder lids and other surfaces. APHIS also noted a heavy accumulation of what appeared to be fecal matter on and under the floors of numerous primary enclosures in the whelping area.

Date of Violation: March 12, 2013

9 C.F.R. § 3.6(a)(2)(x) Primary enclosures.

Primary enclosures for dogs and cats must meet the following minimum requirements:

(a) General requirements.

(2) Primary enclosures must be constructed and maintained so that they:

(x) Have floors that are constructed in a manner that protects the dogs' and cats' feet and legs from injury, and that, if of mesh or slatted construction, do not allow the dogs' and cats' feet to pass through any openings in the floor;

You failed to construct primary enclosures in a manner that protects dogs' feet and legs from passing through any openings in the floors. On the above date, APHIS observed the wire mesh floors of the primary enclosures located in the whelping area are made of a material that will allow the feet and legs of puppies to pass through the openings. APHIS further observed the floor of some primary enclosures in the same area had wire holding the floor together and sharp, pointed wire ends were protruding into the enclosures.

The penalty for the alleged violation(s) described above is \$2,214.